

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

PEYTON DESKEVICH,

Plaintiff,

v.

SPIRIT FABS, INC., VALLEY  
DRAFTING, INC., FIRST QUALITY  
TISSUE, LLC, and JACOBS  
ENGINEERING GROUP, INC.,

Defendants.

No. 4:20-CV-01387

(Judge Brann)

**ORDER**

**AND NOW**, this 14<sup>th</sup> day of December 2020, in accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that:

1. Defendant's motion to dismiss, Doc. 10 is **GRANTED IN PART** and **DENIED IN PART**. The motion is denied as to Count XXXVI, and is granted as to Counts XXXVII-XLII.
2. Plaintiff may file an amended complaint by December 28, 2020. If no amended complaint is filed by that date, Counts XXXVII-XLII will be summarily dismissed pursuant to Fed. R. Civ. P. 41(b).

BY THE COURT:

*s/ Matthew W. Brann*

Matthew W. Brann  
United States District Judge